

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: LIAO, James K.; LAUFS, Ulrich; ENDRES, Matthias; and MOSKOWITZ, Michael A.
 Filing Date: March 19, 1999
 Serial No.: 09/273,445
 For: UPREGULATION OF TYPE III ENDOTHELIAL CELL NITRIC OXIDE SYNTHASE
 BY HMG-CoA REDUCTASE INHIBITORS
 Examiner: Not Assigned
 Art Unit: 1646



CERTIFICATE OF MAILING UNDER 37 C.F.R. §1.8(a)

The undersigned hereby certifies that this document is being placed in the United States mail with first-class postage attached, addressed to Assistant Commissioner for Patents, Attention: Box Missing Parts, Washington, D.C. 20231, on the 28th day of July, 1999.

Printed Name:

Signature:

Jill R. Clarke

Assistant Commissioner for Patents
 Attention: Box Missing Parts
 Washington, D.C. 20231

TRANSMITTAL LETTER

Sir:

Transmitted herewith are the following:

- ☒ [X] Return Receipt Postcard;
- ☒ [X] Preliminary Amendment;
- ☒ [X] Fee Calculation Sheet;
- ☒ [X] Authorization to Charge Deposit Account No. 23/2825 in the amount of \$1,562.00;
- ☒ [X] Response to Notice to File Missing Parts;
- ☒ [X] Four Executed Declarations for Patent Application;
- ☒ [X] Three Executed Declarations Claiming Small Entity Status;
- ☒ [X] Certificate of First Class Mailing.

If the enclosed papers are considered incomplete, the Mail Room and/or the Application Branch is respectfully requested to contact the undersigned at (617) 720-3500, Boston, Massachusetts.

Respectfully submitted,

Edward R. Gates
 Registration No. 31,616
 WOLF, GREENFIELD & SACKS, P.C.
 600 Atlantic Avenue
 Boston, MA 02210-2211
 Telephone: (617) 720-3500

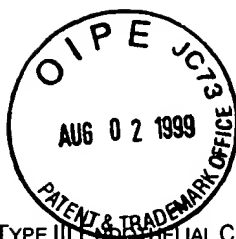
Docket No. R0547/7007(ERG/KA)
 Date: July 28, 1999
 xNDD

Inventor(s): Liao et al.

Serial No: 09/273,445

Filed: March 19, 1999

For: UPREGULATION OF TYPE III ENDOTHELIAL CELL NITRIC OXIDE
SYNTHASE BY HMG-CoA REDUCTASE INHIBITORS



Attorney Docket No. R0547/7007(ERG/KA)

CHECK BOX, if applicable:

☐ **DUPLICATE**

Fee Calculation Sheet


CLAIMS	FOR	NUMBER FILED	NUMBER EXTRA	RATE	FEE
	TOTAL CLAIMS (37 CFR 1.16(c))	112-20=	92x	\$18	= \$1,656
	INDEPENDENT CLAIMS (37 CFR 1.16(b))	9-3=	6 x	\$78	= \$468
	MULTIPLE DEPENDENT CLAIMS (if applicable) (37 CFR 1.16(d)) +			\$260	= \$0
				BASIC FEE (37 CFR 1.16(a))	\$760
	Fee for Petition for Extension of Time (if any)				\$110
	Total of above Calculations =				\$2,994
	Reduction by 50% for filing by small entity (Note 37 CFR 1.9, 1.27, 1.28).				\$1,497
	Assignment Recordation Fee (if any)				\$0
	Other Fees, if any NOTE: Enter small-entity amount if applicable.				\$65 (surcharge)
	TOTAL =				\$1,562

General Authorization to Charge Deposit Account and General Request for Extension of Time

- a. ☒ Applicants' attorney hereby petitions for a one-month extension of time under 37 C.F.R. §1.136(a), to and including July 28, 1999, for filing a response to a Response to a Notice to File Missing Parts of Application dated April 28, 1999.

b. ☒ Please charge the appropriate fee in the amount of \$1,562 (which includes the \$55.00 extension fee) and any additional fees that may be due to our deposit account no. 23/2825. A duplicate of this sheet is enclosed.

c. ☒ If the enclosed papers are considered incomplete, the Mail Room and/or the Application Branch is respectfully requested to contact the undersigned at (617) 720-3500, Boston,
- a. ☒ If the filing of any paper in this application necessitates the payment of a fee under 37 CFR §1.16 ☐ 1.17 or §1.18, and the fee due is in an amount different from any enclosed check or if no check is enclosed, the Commissioner is hereby authorized to charge any deficiency or credit any overpayment to Deposit Account No. 23/2825.
- If the filing of any paper in this application necessitates an extension of time under 37 CFR §1.136(a), the applicant hereby requests such extension of time. If the fee due is in an amount different from any enclosed check or if no check is enclosed, the Commissioner is hereby authorized to charge any deficiency or credit any overpayment to Deposit Account No. 23/2825.


Edward R. Gates, Reg. No. 31,616
Wolf, Greenfield & Sacks, P.C.
600 Atlantic Avenue
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Attorneys of Record

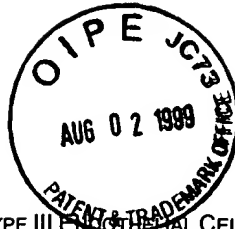
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Boston, MA 02210-2211
(617) 720-3500
Attorneys of Record

Docket No. R0547/7007(ERG/KA)
Date: July 28, 1999
x July 28, 1999



UNITED STATES DEPARTMENT OF COMMERCE
Patent and Trademark Office

Address: COMMISSIONER OF PATENTS AND TRADEMARKS
Washington, D.C. 20231

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NO./TITLE
09/273,445	03/19/99	LIAD	B080177137/E

EDWARD R GATES
WOLF GREENFIELD & SACKS
600 ATLANTIC AVENUE
BOSTON MA 02210

NOT ASSIGNED

1646

DATE MAILED:

04/28/99

NOTICE TO FILE MISSING PARTS OF APPLICATION
Filing Date Granted

An Application Number and Filing Date have been assigned to this application. The items indicated below, however, are missing. Applicant is given TWO MONTHS FROM THE DATE OF THIS NOTICE within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a). If any of items 1 or 3 through 5 are indicated as missing, the SURCHARGE set forth in 37 CFR 1.16(e) of ☐ \$65.00 for a small entity in compliance with 37 CFR 1.27, or ☒ \$130.00 for a non-small entity, must also be timely submitted in reply to this NOTICE to avoid abandonment.

If all required items on this form are filed within the period set above the total amount owed by applicant as a
☐ small entity (statement filed) ☒ non-small entity is \$ 7608

☒ 1. The statutory basic filing fee is:

- ☒ missing
☒ insufficient

Applicant must submit \$ 7600 to complete the basic filing fee and/or file a small entity statement claiming such status (37 CFR 1.27).

☒ 2. The following additional claims fees are due:

\$ 3510 for 195 total claims over 20.

\$ 468 for 6 independent claims over 3.

\$ _____ for multiple dependent claim surcharge.

Applicant must either submit the additional claim fees or cancel additional claims for which fees are due.

☒ 3. The oath or declaration:

- ☒ is missing or unsigned.
☐ does not cover the newly submitted items.

An oath or declaration in compliance with 37 CFR 1.63, including residence information and identifying the application by the above Application Number and Filing Date is required.

☐ 4. The signature(s) to the oath or declaration is/are by a person other than inventor or person qualified under 37 CFR 1.42, 1.43 or 1.47.

A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.

☐ 5. The signature of the following joint inventor(s) is missing from the oath or declaration:

An oath or declaration in compliance with 37 CFR 1.63 listing the names of all inventors and signed by the omitted inventor(s), identifying this application by the above Application Number and Filing Date, is required.

☐ 6. A \$50.00 processing fee is required since your check was returned without payment (37 CFR 1.21(m)).

☐ 7. Your filing receipt was mailed in error because your check was returned without payment.

☐ 8. The application was filed in a language other than English.

Applicant must file a verified English translation of the application, the \$130.00 set forth in 37 CFR 1.17(k), unless previously submitted, and a statement that the translation is accurate (37 CFR 1.52(d)).

☐ 9. OTHER

Direct the reply and any questions about this notice to "Attention: Box Missing Parts."

A copy of this notice MUST be returned with the reply.

Customer Service Center
Initial Patent Examination Division (703) 308-1202

BEST AVAILABLE COPY

1999 TL0011 0000151 23285 09273445

828.00 CH
234.00 CH
386.00 CH
65.00 CH



Attorney's Docket No.: **R0547/7007(ERG/KA)**

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Signature: Jill R. Clarke

Printed Name: Jill R. Clarke

Attention: BOX MISSING PARTS
Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

RESPONSE TO NOTICE TO FILE MISSING PARTS OF APPLICATION

This is in response to the Notice to File Missing Parts of Application mailed from the United States Patent and Trademark Office on April 28, 1999.

Attached are the originally executed Declarations for Patent Application and Declarations for Small Entity Status.

It is respectfully requested that the applicable filing fees, in the amount of \$1,562.00 and any other associated fees, be charged to our deposit account no. 23/2825. A duplicate of this sheet is enclosed.

Accordingly, Applicants believe that this document is responsive to the Notice to File Missing Parts.

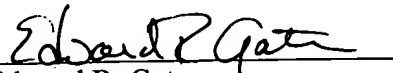
Serial No.: 09/273,445

-2-

Atty. Docket No.: R0547/7007(ERG/KA)

If any other information is needed, please contact the undersigned attorney by phone (617-720-3500) to expedite the further prosecution of this patent application.

Respectfully submitted,


Edward R. Gates
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600 Atlantic Avenue
Boston, MA 02210-2211
Telephone: (617) 720-3500

Attorney's Docket No.: R0547/7007(ERG/KA)

Date: July 28, 1999

xJuly 28, 1999x